

Message

From: Han, Linda (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=LINDA.HAN]
Sent: 6/4/2012 8:09:06 PM
To: Monroe, Natalie (AGO) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=NMonroe]
CC: Levin, Donna (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Donna.Levin]; Chilian, Steve (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Steve.Chilian]; Nassif, Julianne (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Julianne.Nassif]
Subject: RE: subpoena [REDACTED]

So I just spoke to Paul Freitas, defense atty, who call to identify a time that would be most convenient for me to testify. He thought that it would likely be on Thurs, but that he would know better by Wednesday afternoon. He was planning to contact me to let me know when I am to arrive.

He said that he was planning on asking questions related to Annie Dookhan and the letter I sent out to the DA offices earlier this year.

Linda

-----Original Message-----

From: Monroe, Natalie (AGO)
Sent: Monday, June 04, 2012 3:55 PM
To: Han, Linda (DPH)
Cc: Levin, Donna (DPH); Chilian, Steve (DPH); Nassif, Julianne (DPH)
Subject: RE: subpoena [REDACTED]

Linda,

I'm sure you know this already, but it's very difficult to quash a subpoena to testify at a criminal trial. Instead, it's usually up to the ADA to oppose the testimony -- either in part or in total -- on the grounds of relevancy, prejudice, etc. So, I hate to say it, but it's likely that you will at least have to show up.

I'd start with talking to the ADA to get a sense of (a) why the defense has called you (the ADA might not know); and (b) how the ADA intends to respond to having you testify (e.g., will he object to having you testify at all). Then I'd talk to the defense attorney to see if you really have to show up on June 6th. As you know, they often notice the subpoena for the first day of the trial, rather than the actual day they need you there.

I can call the ADA if you want; or you, Steve or Donna can.

I hope this is helpful.

Thanks,
Natalie

Natalie S. Monroe, Esq.
Chief, Appeals Division
Criminal Bureau
Office of Attorney General Martha Coakley
One Ashburton Place
Boston, MA 02108
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-----Original Message-----

From: Han, Linda (DPH)
Sent: Monday, June 04, 2012 2:49 PM
To: Monroe, Natalie (AGO)
Cc: Levin, Donna (DPH); Chilian, Steve (DPH); Nassif, Julianne (DPH)
Subject: FW: subpoena [REDACTED]

Hi Natalie:

I forgot to cc you on my original email. I am being subpoenaed for appearance on Wed June 6 (attachment). Julie is working on identifying which ADA is involved in the case. Any other thoughts on how to proceed?

Thanks,
Linda

-----Original Message-----

From: Han, Linda (DPH)
Sent: Monday, June 04, 2012 9:35 AM
To: Levin, Donna (DPH); Chilian, Steve (DPH)
Cc: Nassif, Julianne (DPH)
Subject: subpoena [REDACTED]

Hi Steve and Donna:

I did in fact get a subpoena last week for a court appearance on June 6, 2012. See attached. Julie is contacting Paul Freitas.

Linda